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BHW: USAO 2020R00208

- FILED
U.S. DISTRICT COURT
DISTRICT OF MARYLAND

2020 JUL -8 PM 2: 01

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

UNITED STATES OF AMERICA

v.

HOWARD GARRICK CORNELIUS
THOMAS,

Defendant

BY _____ DEPUTY

CRIMINAL NO. *GJH 20cr 182*

(Possession with Intent to Distribute
a Controlled Substance, 21 U.S.C.
§ 841(a)(1); Felon in Possession of a
Firearm, 18 U.S.C. § 922(g)(1);
Forfeiture, 18 U.S.C. § 924(d), 21
U.S.C. § 853, 28 U.S.C. § 2461(c))

INDICTMENT

COUNT ONE

(Possession with Intent to Distribute Controlled Substances)

The Grand Jury for the District of Maryland charges that:

On or about January 29, 2020, in the District of Maryland, the defendant,

HOWARD GARRICK CORNELIUS THOMAS,

knowingly possessed with the intent to distribute a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance, and a mixture and substance containing a detectable amount of cocaine base, a Schedule II controlled substance.

21 U.S.C. § 841(a)(1)

COUNT TWO
(Felon in Possession of a Firearm)

The Grand Jury for the District of Maryland further charges that:

On or about January 29, 2020, in the District of Maryland, the defendant,

HOWARD GARRICK CORNELIUS THOMAS,

knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed firearms—that is, (1) a Glock 27 semi-automatic handgun bearing serial number UTK145; (2) a Kel Tec P110 semi-automatic handgun bearing serial number AA2K43, and (3) a Guiseppe Tanfolgio Armi GT27 semi-automatic handgun bearing serial number M21896—and the firearms were in and affecting commerce.

18 U.S.C. § 922(g)(1)

COUNT THREE

(Possession with Intent to Distribute a Controlled Substance)

The Grand Jury for the District of Maryland further charges that:

On or about June 26, 2020, in the District of Maryland, the defendant,

HOWARD GARRICK CORNELIUS THOMAS,

knowingly possessed with the intent to distribute a mixture and substance containing a detectable amount of cocaine base, a Schedule II controlled substance.

21 U.S.C. § 841(a)(1)

FORFEITURE ALLEGATION

The Grand Jury for the District of Maryland further finds that:

1. Pursuant to Rule 32.2, Fed. R. Crim. P., notice is hereby given to the defendant that the United States will seek forfeiture as part of any sentence in accordance with 18 U.S.C. § 924(d), 21 U.S.C. § 853, and 28 U.S.C. § 2461(c), in the event of the defendant's convictions under Counts One through Three of this Indictment.

Narcotics Forfeiture

2. Upon conviction of the offenses set forth in Counts One and Three of this Indictment, the defendant,

HOWARD GARRICK CORNELIUS THOMAS,

shall forfeit to the United States, pursuant to 21 U.S.C. § 853(a): (1) any property constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of such offense; and (2) any property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offense.

Firearms and Ammunition Forfeiture

3. As a result of the offense set forth in Count Two of this Indictment, the defendant,

HOWARD GARRICK CORNELIUS THOMAS,

shall forfeit to the United States, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), any firearms and ammunition involved in the offense.

Property Subject to Forfeiture

4. The property to be forfeited included, but is not limited to, the following:

- a. approximately \$825.00 in U.S. currency seized during execution of a search warrant at the defendant's residence on January 29, 2020;
- b. two flash bang grenades seized during execution of a search warrant at the defendant's residence on January 29, 2020;
- c. a loaded Glock 27 semi-automatic handgun bearing serial number UTK145 with one round of ammunition in the chamber seized during execution of a search warrant at the defendant's residence on January 29, 2020;
- d. a loaded Kel Tec P110 semi-automatic handgun bearing serial number AA2K43 with one round of ammunition in the chamber seized during execution of a search warrant at the defendant's residence on January 29, 2020;
- e. a loaded Guiseppe Tanfolgio Armi GT27 semi-automatic handgun bearing serial number M21896 with one round of ammunition in the chamber seized during execution of a search warrant at the defendant's residence on January 29, 2020;
- f. approximately 225 rounds of ammunition seized during execution of a search warrant at the defendant's residence on January 29, 2020;
- g. approximately \$82.00 in U.S. currency seized from the defendant during his arrest on June 26, 2020; and
- h. approximately \$6,500.00 in U.S. currency seized during execution of a search warrant at the defendant's residence on June 26, 2020.

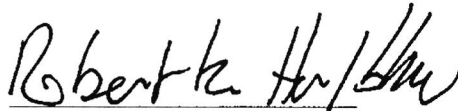
Substitute Assets

5. If, as a result of any act or omission of any defendant, any of the property described above,
- a. cannot be located upon the exercise of due diligence;
 - b. has been transferred or sold to, or deposited with, a third person;
 - c. has been placed beyond the jurisdiction of the Court;
 - d. has been substantially diminished in value; or,
 - e. has been commingled with other property which cannot be subdivided without difficulty,

the United States, pursuant to 21 U.S.C. § 853(p), as incorporated by 28 U.S.C. § 2461(c), shall be entitled to forfeiture of substitute property up to the value of the forfeitable property described above.

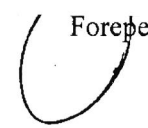
18 U.S.C. § 924(d)
21 U.S.C. § 853
28 U.S.C. § 2461(c)

Date: 7/8/2020


Robert K. Hur
United States Attorney

— A TRUE BILL:  

SIGNATURE REDACTED


Foreperson

Date: July 8, 2020